

UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA  
Civil No. 20-1767 (DSD/ECW)

Adolfo Gutierrez Avila, Jr.,

Plaintiff,

v.

**ORDER**

Jeff Titus,

Defendant.

This matter comes before the court upon the report and recommendation (R&R) of United States Magistrate Elizabeth Cowan Wright dated January 6, 2021. Plaintiff has not filed objections to the R&R in the time period permitted.

Based on the R&R and the files, records, and proceedings herein, **IT IS HEREBY ORDERED** that:

1. The R&R [ECF No. 10] is adopted in its entirety; and
2. Defendant Rush City Correctional Facility is dismissed pursuant to 28 U.S.C. § 1915A.

DATED: February 2, 2021

s/ David S. Doty  
David S. Doty, Judge  
United States District Court